

***Amendments to the Claims***

The listing of claims will replace all prior versions, and listings of claims in the application.

1-14. (Cancelled)

15. (Previously Presented) A method of retrieving data over a network at a target bandwidth,  $B_T$ , comprising:

- (1) transmitting a request for data to a server over the network;
- (2) receiving the data from the server over the network;
- (3) calculating a wait time based on the target bandwidth and an aggregate bytes count,  $bytes_{AGG}$ , wherein  $bytes_{AGG}$  is an aggregate number of bytes received from the server, and wherein step (3) includes
  - (A) determining a start time,  $T_{START}$ , based on the request for data of step (1),
  - (B) incrementing the aggregate bytes count,  $bytes_{AGG}$ , by the number of bytes received in step (2),
  - (C) determining a current time,  $T_{NOW}$ , and
  - (D) calculating the wait time according to the equation  
$$\text{wait time} = (bytes_{AGG})/B_T - (T_{NOW} - T_{START});$$
- (4) waiting the calculated wait time;
- (5) transmitting a request for additional data to the server over the network after step (4); and

(6) receiving the additional data from the server over the network.

16. (Previously Presented) The method of claim 15, further comprising:

(7) repeating steps (4)-(6) for further additional data until all desired data is retrieved from the server over the network.

17-18. (Cancelled)

19. (Previously Presented) The method of claim 15, wherein step (3) further includes

(E) repeating steps (1) and (2) a plurality of times for additional data; wherein step (B) includes incrementing the aggregate bytes count,  $\text{bytes}_{\text{AGG}}$ , by the number of bytes received in each step (2).

20. (Cancelled)

21. (Previously Presented) A computer system, comprising:

transmitting means for transmitting requests for data to a server over a network; receiving means for receiving said data from said server over said network; and a timing module that calculates a wait time based on an aggregate bytes count,  $\text{bytes}_{\text{AGG}}$ , and a target bandwidth,  $B_T$ , at which rate data is desired to be retrieved from said server over said network, wherein  $\text{bytes}_{\text{AGG}}$  is an aggregate number of bytes received from said server;

wherein said transmitting means delays transmitting requests for data to said server over said network by said calculated wait time;

wherein said timing module determines a start time,  $T_{START}$ , corresponding to when said transmitting means transmits a request for data to said server over said network;

wherein said timing module detects a number of bytes received by said receiving means due to a transmitted request;

wherein said timing module increments said aggregate bytes count,  $bytes_{AGG}$ , by said number of bytes received;

wherein said timing module determines a current time,  $T_{NOW}$ , after at least one iteration of said timing module detecting a number of bytes received by said receiving means due to a transmitted request; and

wherein said timing module calculates said wait time according to the equation

$$\text{wait time} = (bytes_{AGG})/B_T - (T_{NOW} - T_{START}).$$

22-23. (Cancelled)

24. (Previously Presented) The computer system of claim 21, wherein said network is the Internet.

25. (Currently Amended) A computer program product comprising a tangible computer useable medium having computer program logic recorded thereon for enabling a processor to retrieve data over a network at a target bandwidth,  $B_T$ , comprising:

calculating means for enabling a processor to calculate a wait time based on an aggregate bytes count,  $\text{bytes}_{\text{AGG}}$ , and a target bandwidth,  $B_T$ , at which rate data is desired to be retrieved from a server over said network, wherein  $\text{bytes}_{\text{AGG}}$  is an aggregate number of bytes received from said server; and

delaying means for enabling a processor to delay transmitting requests for data to said server over said network by said calculating wait time;

determining means for enabling a processor to determine start time,  $T_{START}$ , corresponding to when a request for data is transmitted to said server over said network;

detecting means for enabling a processor to detect a number of bytes received due to a transmitted request;

incrementing means for enabling a processor to increment said aggregate bytes count,  $\text{bytes}_{\text{AGG}}$ , said number of bytes received; and

determining means for enabling a processor to determine a current time,  $T_{NOW}$ , after at least one iteration of detecting a number of bytes received due to a transmitted request;

wherein calculating means enables a processor to calculate said wait time according to the equation

$$\text{wait time} = (\text{bytes}_{\text{AGG}})/B_T - (T_{\text{NOW}} - T_{\text{START}}).$$

26-27. (Cancelled)

28. (Previously Presented) The computer program product of claim 25, wherein the network is the internet.